

UNITED STATES BANKRUPTCY COURT

FOR THE

EASTERN DISTRICT OF VIRGINIA  
Alexandria Division

In the Matter of:

JOHN THOMAS KEYS II

Debtor

Chapter 13

Case No. 20-10177-KHK

**OBJECTION TO CONFIRMATION OF MODIFIED PLAN,**  
**NOTICE OF OBJECTION TO CONFIRMATION OF MODIFIED PLAN**  
**AND**  
**NOTICE OF SCHEDULED HEARING ON THIS OBJECTION**

Thomas P. Gorman, Chapter 13 Trustee, has filed this objection to confirmation of your Modified Chapter 13 Plan filed May 22, 2020. The cause for this objection is as follows:

**Violation of 11 U.S.C. §1325(a)(6) - Feasibility.**

- 100% Plan remains underfunded as follows due to high filed Internal Revenue Service Proof of Claim (Claim #2):

<b>PERFORMANCE:</b>	Amount of Plan Payment	750.00 PTD	750.00
		250.00X57=	14,250.00
		Lump sum in 7/21	25,000.00
	Number of Months	60	
			40,000.00
	<b>Total Receipts</b>		<b>40,000.00</b>
	<b>Disbursements Required:</b>		
	Attorney	4,434.00	
	Taxes-Other Priority	7,050.50	
	Secured	22,528.94	
	Unsecured	6,040.45	
	Other		
	Trustee	4,005.39	10%
	<b>Total Disbursement</b>		<b>44,059.28</b>

**Notice of Objection To Confirmation**

John Thomas Keys II, Case # 20-10177-KHK

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

If you do not wish the court to grant the relief sought in the objection, or if you want the court to consider your views on the objection, then on or before five business days prior to the hearing date, you or your attorney must:

File with the court a written response with supporting memorandum as required by Local Bankruptcy Rule 9013-1(H). Unless a written response and supporting memorandum are filed and served by the date specified, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing. If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above. You must mail a copy to the persons listed below.

***Attend the hearing to be held on July 9, 2020 at 1:30 p.m., in Courtroom III on the 3<sup>rd</sup> floor, United States Bankruptcy Court, 200 South Washington Street, Alexandria, VA 22314.*** If no timely response has been filed opposing the relief requested, the court may grant the relief without holding a hearing.

A copy of any written response must be mailed to the following persons:

Thomas P. Gorman  
300 North Washington Street, Ste, 400  
Alexandria, VA 22314

Clerk of the Court  
United States Bankruptcy Court  
200 South Washington Street  
Alexandria, VA 22314

If you or your attorney do not take steps, the court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

Date: June 9, 2020

/s/Thomas P. Gorman  
Thomas P. Gorman  
Chapter 13 Trustee  
300 N. Washington Street, #400  
Alexandria, VA 22314  
(703) 836-2226  
VSB 26421

**Notice of Objection To Confirmation**

John Thomas Keys II, Case # 20-10177-KHK

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 9<sup>th</sup> day of June, 2020, served via ECF to authorized users or mailed a true copy of the foregoing Objection to Confirmation, Notice of Objection and Notice of Hearing to the following parties.

John Thomas Keys II  
Chapter 13 Debtor  
3690 Osborne Dr  
Warrenton, VA 20187

John C. Morgan, Jr., Esquire  
Attorney for Debtor  
New Day Legal, PLLC  
98 Alexandria Pike, Ste. 10  
Warrenton, VA 20186

/s/ Thomas P. Gorman  
Thomas P. Gorman